

## NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

**RULE NUMBER AND TITLE:** DMR Regulation 95.04 T, Closed Area No. 45, Sutton Island, Cranberry Isles.

**TEXT OF RULE:** DMR Regulation 95.04 T, Closed Area No. 45, Sutton Island, Cranberry Isles.

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Sutton Island, Cranberry Isles. The prohibited zone extends from the shoreline of the island out to the lowest low tide line of the flats surrounding the island.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. 6204).

EFFECTIVE DATE: July 16, 2004

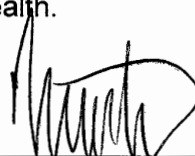
AGENCY CONTACT PERSON: Amy M. Fitzpatrick  
Department of Marine Resources  
194 McKown Point Road  
West Boothbay Harbor, Maine 04575

BANGOR DAILY NEWS  
July 20, 2004

### STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources adopts this emergency rule to prevent the taking of clams, quahogs, oysters and mussels from shores, flats and waters of Sutton Island, which lies within the town limits of Cranberry Isles. This area was formerly prohibited under the jurisdiction of closure C44, which has been repromulgated as a smaller closure.

Department personnel have determined that the above described area is subject to intermittent microbiological pollution and that the harvesting of clams, quahogs, oysters, and mussels, in these waters poses a threat to public health.



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DAVID ETNIER  
DEPUTY COMMISSIONER

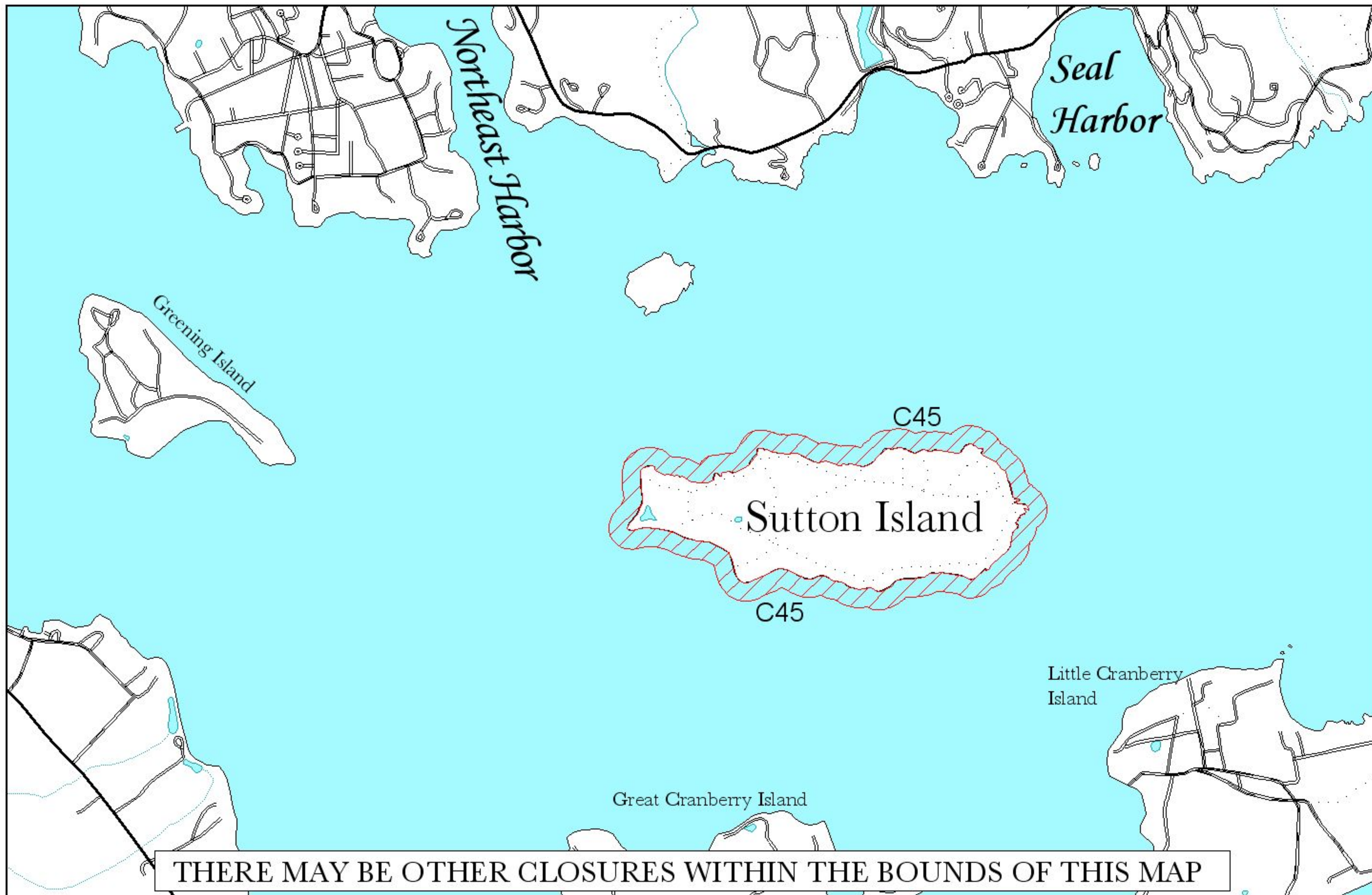
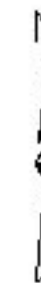


# Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

For: Cranberry Isles and Mount Desert

**C45 - Sutton Island 7/16/04**



THERE MAY BE OTHER CLOSURES WITHIN THE BOUNDS OF THIS MAP

0.5 0 0.5 1 Miles